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Attorney for Plaintiff:
ERNESTINA SALDANA-NEILY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ERNESTINA SALDANA-NEILY,
Plaintiff,

CASE NO. C04-4571 MJJ
Civil Rights

v.

**STIPULATION AND ~~[PROPOSED]~~ ORDER
TO WITHDRAW PRIOR CONSENT DECREE**

TACO BELL OF AMERICA, INC.;
DOROTHY M. HIURA TRUST; and
DOES 1 through 25; HEDIA
PETROLEUM, INC., dba
CAMPBELL UNION 76;
BOZORGHADAD TRUST; and DOES
26-50, Inclusive,

Defendants

DOROTHY M. HIURA TRUST,
Cross-claimant

v.

TACO BELL OF AMERICA, INC.;
and DOES 1-20, Inclusive,

Cross-defendant

TO THIS HONORABLE COURT:

1. The undersigned parties, through their respective

attorneys of record, hereby agree and stipulate that the consent decree filed with this court on November 2, 2005, Docket #64, is withdrawn.

2. The parties further agree and stipulate that the previous consent decree, Docket #64, may be replaced and superseded by the revised consent decree filed on January 6, 2006, Docket #70.

Dated: January 6, 2006

PAUL L. REIN
PATRICIA BARBOSA
JULIE MCLEAN
LAW OFFICES OF PAUL L. REIN

/s/ Julie McLean
Attorneys for Plaintiff
ERNESTINA SALDANA-NEILY

Dated: January 6, 2006

RICHARD G. GROTCHE, Esq.
CODDINGTON, HICKS & DANFORTH

/s/ Richard Grotch
Attorneys for Defendants
HEDIA PETROLEUM, INC. dba
CAMPBELL UNION 76; BOZORGHADAD
TRUST

ORDER

Pursuant to stipulation, and for good cause shown, **IT IS SO ORDERED.** Docket #64 is withdrawn and is superseded by Docket #70.

Dated: January 11, 2006

Hon. Martin J. Jenkins
United States District Judge

